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Attorneys for Plaintiffs:
ESTATE OF ANDY LOPEZ, by and through
successors in interest, RODRIGO LOPEZ and
SUJAY CRUZ, and RODRIGO LOPEZ
and SUJAY CRUZ, individually.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

ESTATE OF ANDY LOPEZ, et al.,

Plaintiff,

vs.

ERICK GELHAUS, et al,

Defendants.

Case Number: 13-CV-05124-PJH

**STIPULATION OF THE PARTIES
TO ATTEND PRIVATE
MEDIATION IN LIEU OF SECOND
SETTLEMENT CONFERENCE;
[PROPOSED] ORDER**

**THE PARTIES, THROUGH THEIR RESPECTIVE COUNSEL, AGREE AND
STIPULATE AS FOLLOWS:**

1. The parties and counsel attended a Settlement Conference with Magistrate Judge Ryu on May 5, 2015, pursuant to Court Order.

2. At the conclusion of the Settlement Conference, Magistrate Judge Ryu set a further Settlement Conference for October 16, 2015, at 11:00 a.m., but did advise counsel that in the event the parties made alternative arrangements for a private mediation, that the parties should advise the court and that the same would suffice in lieu of a further settlement conference;
3. That disclosure of the parties' experts will take place on October 16, 2015;
4. That the parties have met and conferred and agree to participate in a private mediation in lieu of a Further Settlement Conference after disclosure of expert witnesses;
5. That the parties believe that participation in private mediation after the disclosure of expert witnesses will likely prove more productive;
6. That the parties have agreed to use Jerry Spolter (JAMS) as a mediator and have tentatively scheduled an all day mediation date for either November 23, 24 or December 1, 2015 (all dates are clear for the mediator), pending approval by this Court;
7. Based on the foregoing, the parties respectfully request the Court vacate the current Further Settlement Conference date of October 16, 2015, and issue an order that the parties may attend private mediation with Jerry Spolter (JAMS) in lieu of a further settlement conference with Magistrate Judge Ryu, with the same to be concluded no later than December 1, 2015.

Dated: October 2, 2015

CASILLAS, MORENO & ASSOCIATES

By: /s/ Arnaldo Casillas
ARNOLDO CASILLAS
CHRISTIAN F. PEREIRA
Attorneys for Plaintiffs

1 Dated: October 2, 2015

GEARY, SHEA, O'DONNELL, GRATTAN &
MITCHELL, P.C.

4 By /s/ Steven C. Mitchell
5 STEVEN C. MITCHELL
6 Attorneys for Defendants
7 ERICK GELHAUS and COUNTY OF
8 SONOMA

9 **ORDER OF THE COURT**

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11 After review of the parties' Stipulation, and good cause appearing, the court hereby
12 orders as follows:

13 The Second Settlement Conference currently set for October 16 at 2:00 pm is
14 vacated and the parties are ordered to complete private mediation in lieu of the same no
15 later than December 1, 2015.

16 PURSUANT TO STIPULATION, IT IS SO ORDERED.

17 DATED: October 5, 2015

18 JUDGE OF THE UNITED STATES
19 DISTRICT COURT
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